

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

DEC 01 1989

Date of filing in State Engineer's Office.....

Returned to applicant for correction.....

Corrected application filed.....Map filed.....**DEC 01 1989**

The applicant.....**Kenneth D. & Sharon Heinbaugh**.....

P.O. Box **849**.....of **Ely**.....
Street and No. or P.O. Box No. City or Town

Nevada 89301.....hereby make..s application for permission to change the
State and Zip Code No.

point of diversion and place of use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit No. 33203
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and identify right in Decree.)

1. The source of water is.....Underground Sources
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed.....0.5 cfs
Second feet, acre feet. One second foot equals 448.3 gallons per minute.

3. The water to be used for.....Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for.....Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point in the NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, T.16N., R.63E., M.D.B.&M., whence the Southwest Corner
Describe as being within a 40-acre subdivision of public survey and by course and of said Section 35 bears S.0°35'38"W., 1,642.61 feet distant;
distance to a section corner. If on unsurveyed land, it should be stated.

6. The existing permitted point of diversion is located within the W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 23, T.16N., R.63E., M.D.B.&M., whence the N $\frac{1}{4}$ Corner of said
If point of diversion is not changed, do not answer
Section 23 bears N.35°21'E., 893.19 feet distant.

7. Proposed place of use portions of the W $\frac{1}{2}$ W $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$ of Section 35, T.16N., R.63E., M.D.B.&M., 5 acres.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use W $\frac{1}{2}$ SE $\frac{1}{4}$ NE $\frac{1}{4}$ NW $\frac{1}{4}$ of Section 23, T.16N., R.63E., M.D.B.&M. 5 acres.
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from.....January 1st.....to.....December 31st.....of each year.
Month and Day Month and Day

10. Use was permitted from.....January 1st.....to.....December 31st.....of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) The water will be diverted from the well into
State manner in which water is to be diverted, i.e., diversion structure, ditches,
a sprinkler system.
pipes and flumes, or drilled well, etc.

12. Estimated cost of works.....\$15,000.00.....

13. Estimated time required to construct works.....3 years.....

14. Estimated time required to complete the application of water to beneficial use..... 5 years.....
15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

.....

.....

.....

.....

.....s/Richard W. Forman
By.....Richard W. Forman, agent
.....P.O. Box 150 Ely, Nevada 89301

Compared.....bp/se.....

Protested.....1/22/90 by Sharon Rozis.....

.....DENIAL..... OF STATE ENGINEER

This is to certify I have examined the foregoing application, and do hereby ^{deny}~~grant~~ the same, subject to the following limitations and conditions:

This application is hereby denied on the grounds that Change Application 54206 and the associated base right, Permit 33203, do not have the same owner.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed.....cubic feet per second.....

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

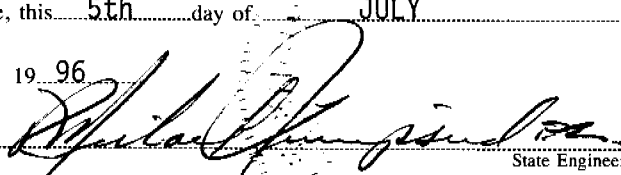
Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No.....Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 5th day of JULY
A.D. 19 96

State Engineer